

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GAIL J. GALLOWAY
Plaintiff, *pro se*

v.

PA BD PROBATION, et al.,
Defendants

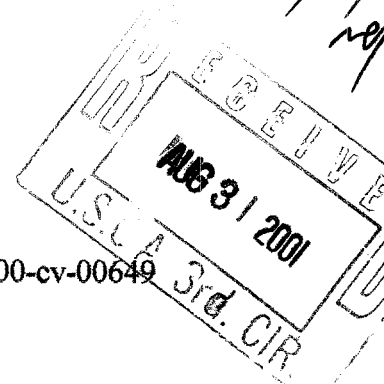
CIVIL ACTION NO. 00-cv-00649

J. Rambo

MOTION TO PROCEED IN FORMA PAUPERIS

1. The Plaintiff, Gail J. Galloway, requests to be allowed to proceed *in forma pauperis*, without the need to pay any costs or security.
2. The Plaintiff's financial condition is poor and no funds are available to pay a second additional filing fee for the same appeal in the same civil action.
3. Plaintiff has paid the filing fee, with much undue hardship, in the above captioned civil action and the appeal was docketed as C.A. 01-1295 and put on a stay pending final disposition of the last issue before Plaintiff would be allowed to appeal. At the final disposition of the last issue, Plaintiff filed to have his right to appeal move forward but the Court construed it as a new appeal and issued a new docket number, C.A. 01-3093 which Plaintiff believes is in error because Judge Rambo changed the caption of the case without anyone knowing about it. The caption was changed from *Galloway v. Pa. Board of Probation and Parole, et al.*, to *Galloway v. Robert Stewart*. Plaintiff is appealing the entire above captioned case as it was originally filed.

WHEREFORE, the Petitioner moves this Honorable Court to grant him



FILED
HARRISBURG

AUG 27 2001

MARY E. D'ANDREA, CL
Per 9/8
DEPUTY CLERK

AO 240 (Rev. 6/86) Application to Proceed

United States District Court

Middle

DISTRICT OF

Pennsylvania

Gail Galloway

APPLICATION TO PROCEED IN
FORMA PAUPERIS, SUPPORTING
DOCUMENTATION AND ORDER

v.

PA Board of Probation &
Parole, et al

CASE NUMBER: 01-3093

I, Gail Galloway, declare that I am the (check appropriate box)☒ petitioner/plaintiff☐ movant (filing 28 U.S.C. 2255 motion)☐ respondent/defendant☐

other

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding or the issues I intend to present on appeal are briefly stated as follows:

I was denied Due Process in my civil Rights complaint which was dismissed without the right to conduct any discovery for the illegal breaking by parole agents and wrongful incarceration of plaintiff.

In further support of this application, I answer the following questions.

1. Are you presently employed?

Yes ☐ No ☒

a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (list both gross and net salary)

b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received.

1996 \$400, month

2. Have you received within the past twelve months any money from any of the following sources?

a. Business, profession or other form of self-employment

Yes ☐ No ☒

b. Rent payments, interest or dividends?

Yes ☐ No ☒

c. Pensions, annuities or life insurance payments?

Yes ☐ No ☒

d. Gifts or inheritances?

Yes ☐ No ☒

e. Any other sources?

Yes ☒ No ☐

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

I received \$475 month disability which goes to pay
The mortgage payment on the house.

3. Do you own any cash, or do you have money in checking or savings accounts?

Yes ☐ No ☒ (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned.

4. Do you own or have any interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

Yes ☒ No ☐

If the answer is "yes," describe the property and state its approximate value.

House owned with wife and son which has a
mortgage of about \$50,000 on it.

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

N/A

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 21, 2001
(Date)

Gail Galloway
Signature of Applicant

CERTIFICATE

(Prisoner Accounts Only)

I certify that the applicant named herein has the sum of \$ _____
on account to his credit at the _____
institution where he is confined. I further certify that the applicant likewise has the following securities to
his credit according to the records of said institution: _____

I further certify that during the last six months the applicant's average balance was \$ _____

Authorized Officer of Institution

ORDER OF COURT

The application is hereby denied

United States Judge

Date

The application is hereby granted. Let the applicant proceed without prepayment of cost or fees or the necessity of giving security therefor.

United States Judge
or Magistrate

Date

CERTIFICATE OF SERVICE

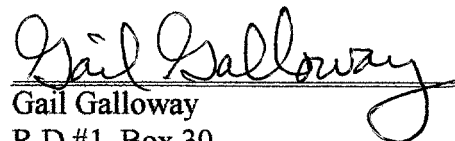
I certify that I have this day served a true and correct copy of the foregoing document upon the persons named below by First Class United States Mail at the address stated, which is the last known address of each.

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814-669-9164

Date: August 21, 2001